IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 4TH APRIL 2007 / 14TH CHAITHRA 1929

Crl.Rev.Pet.No. 1498 of 2007()

CC.455/2002 of ADDL. CHIEF JUDICIAL MAGISTRATE COURT, TRIVANDRUM

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REVN. PETITIONER: COMPLAINANT

S.SADASIVAN
FLAT NO.E7
POLICE QUARTERS, PALAYAM
THIRUVANANTHAPURAM

BY ADV. SRI.BIJU BALAKRISHNAN

RESPONDENTS: ACCUSED

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1. STATE OF KERALA, REPRESENTED BY PUBLIC PROSECUTOR
   HIGH COURT OF KERALA.

2. PREMRAJ
   T.C.17/1173
   THIRUMALA, THIRUVANANTHAPURAM.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 04/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1498 of 2007

Dated this the 4th day of April, 2007

O R D E R

Revision petitioner is the complainant who had initiated proceedings under Section 138 of the Negotiable Instruments Act. The same stands dismissed under Section 204(4) of the Code of Criminal Procedure.

2. It is submitted that on account of wrong noting of the posting date, he could not be present in the court. In the circumstances, the order of the court below is set aside. The court below is directed to permit the petitioner to further pursue the matter. Revision petitioner shall appear before the Additional Chief Judicial Magistrate Court, Thiruvananthapuram on 25.4.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl